IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 6TH AUGUST 2007 / 15TH SRAVANA 1929

WP(C).No. 23875 of 2007(P)

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PETITIONERS:

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1. JINU V.JOSEPH, AGED 31 YEARS,
   S/O JOSEPH, VELIYATHUKUDY,
   VENGOOR P.O., ERNAKULAM.

2. DEEPA VARGHESE, AGED 22 YEARS,
   D/O VARKEY, KOLANJIL HOUSE,
   VENGOOR.

BY ADV. SRI.A.T.ANILKUMAR

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
   SECRETARY TO THE GOVERNMENT,
   LAW DEPARTMENT, SECRETARIAT,
   THIRUVANANTHAPURAM.

2. MARRIAGE REGISTRAR,
   OFFICE OF THE SUB REGISTRAR,
   ALWAYE.

BY GOVT. PLEADER SRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**S. SIRI JAGAN, J.**

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**WP(C) NO. 23875 OF 2007 - P**

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**Dated this the 6th day of August, 2007**

**J U D G M E N T**

The petitioners seek registration of their marriage under the Cochin Christian Civil Marriages Act (for short 'the Act') for which they have submitted Ext.P3 notice.

2. The learned Government Pleader points out that even, according to the petitioners, their marriage was solemnised on 17.7.007 and the Act does not contemplate registration of marriage which has already taken place. On a reading of the provisions, I am satisfied that the provisions of Act are applicable only to intended marriages and not to marriages which have already taken place. The petitioners have to seek registration under the Special Marriage Act, in such circumstances. Therefore, without prejudice to such right, the writ petition is dismissed.

Sd/-

**S. SIRI JAGAN,**
**Judge**

Mbs/

**S.SIRI JAGAN, J**

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W.P.(C) NO. OF 2001

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J U D G M E N T

DATED:01-06-2007